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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

DAN MITCHELL, acting for himself and  
others similarly situated,

Plaintiffs,

v.

COUNTY OF MONTEREY,

Defendant.

**CASE NO.: C08-01166 JW**

**STIPULATION AND ORDER TO  
REMOVE INCORRECTLY FILED  
DOCUMENTS [EXHIBITS] RELATING  
TO COUNTY OF MONTEREY'S  
MOTION FOR SUMMARY JUDGMENT  
AND/OR PARTIAL SUMMARY  
JUDGMENT**

Hearing Date: January 31, 2011

Time: 9:00 a.m.

Courtroom: 8

Judge: Hon. James Ware

Trial Date: March 22, 2011

Defendant, COUNTY OF MONTEREY, by and through their attorney of record herein,  
and Plaintiffs, DAN MITCHELL, et al, by and through their attorneys of record, stipulate as  
follows:

1. The above-referenced action is set for Summary Judgment or Partial Summary  
Judgment on January 31, 2011.
2. On December 27, 2010, Defendant and Plaintiffs e-filed their Motions for Summary  
Judgment.

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*Daniel Mitchell et al. v. County of Monterey, Case No C08-01166 RS*  
**STIPULATION AND ORDER TO REMOVE INCORRECTLY FILED DOCUMENTS  
[EXHIBITS] RELATING TO COUNTY OF MONTEREY'S OPPOSITION TO MOTION  
FOR SUMMARY JUDGMENT AND/OR PARTIAL SUMMARY JUDGMENT**

1       3. Three of the exhibits e-filed by Defendant contained information of a personal  
2 nature which included personal addresses.

3       4. On January 21, 2011, at approximately 2:15 p.m., this office contacted ECF help  
4 line and blocked the following exhibits: ***Exhibit 300004, 300020 and 300021.***

5       5. These exhibits were included in Docket Nos. 102, 102.1, 102.2, 102.3, 102.4 and  
6 102.5.

7       6. The parties stipulate and agree to permanently remove the blocked exhibits from the  
8 record.

9       Dated: January 21, 2011

Respectfully submitted,  
CHARLES J. MCKEE,  
County Counsel

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12       By: /s/ William K. Rentz  
13           WILLIAM K. RENTZ  
14           ATTORNEYS FOR COUNTY OF  
          MONTEREY

15       Dated: January 24, 2011

MASTAGNI HOLSTEDT AMICK  
MILLER & JOHNSEN

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18       By: /c/ James B.Carr  
19           JAMES B. CARR  
20           DAVID E. MASTAGNI  
21           ISAAC STEVENS  
          ATTORNEYS FOR PLAINTIFFS,  
          DAN MITCHELL, et al

## ORDER

### 3 || GOOD CAUSE APPEARING, IT IS ORDERED:

4 The stipulation filed and agreed to by Defendant, County of Monterey and Plaintiffs, Dan  
5 Mitchell, et al, requesting the exhibits filed on December 27, 2010, being **Exhibits 300004, 300020**  
6 **and 300021**, referenced as Docket Nos. 102, 102.1, 102.2, 102.3, 102.4 and 102.5, be permanently  
7 removed from the record

9 | DATED: January 25, 2011

  
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JUDGE OF THE U.S. DISTRICT COURT